

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

CONVOLVE, INC. §
§
Plaintiff, §
§
v. § **Civil Action No. 2:08-cv-244**
§
DELL INC., et al. § **JURY TRIAL DEMANDED**
§
Defendants. §

NOTICE OF DISCLOSURE

Plaintiff Convolve, Inc. certifies that, pursuant to Fed. R. Civ. P. 26(a)(2), L.R. CV-26(b), this Court's Discovery Order at 1(h) (Docket No. 60), this Court's Docket Control Order (Docket No. 253), it served its "**Second Rebuttal Expert Report of Dr. Val DiEuliis**" on opposing counsel via electronic mail only on May 9, 2011.

DATED: May 9, 2011

Respectfully submitted,

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CONVOLVE, INC. §
Plaintiff, §
v. § Civil Action No. 2:08-cv-244
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Defendants. §

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing “**Second Rebuttal Expert Report of Dr. Val DiEuliis**” has been served upon the following counsel of record via electronic mail only this 9th day of May, 2011:

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DATED: May 9, 2011

/s/ Elizabeth V. Thomas
Elizabeth V. Thomas

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The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this motion was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Fed. R. Civ. P. 5(d) and Local Rule CV-5(d) and (e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by email, on this the 9th day of May 2011.

/s/ *Elizabeth V. Thomas*

Elizabeth V. Thomas